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1064 U.S. PTO

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JC832 U.S. PTO

CONTINUATION PATENT APPLICATION TRANSMITTAL

Box Patent Application
Commissioner for Patents
Washington, D.C. 20231

Date: December 11, 2001
Docket No. 902OE002.C1
Anticipated Classification of this Application:
Class: _____ Subclass: _____
Prior Pending Application: 09/498,221
Examiner: A. Rodriguez
Art Unit: 2877

Sir:

Transmitted for filing is a Continuation application under 37 CFR 1.53(b) of:

Inventors : Patrick Gilliland, Luis Torres, Evgueniy Anguelov, David Schie and Michael Ward
Title : Automatic Power Control and Laser Slope Efficiency Normalizing Circuit
Our Case No. : 902OE002.C1

1. ☒ Enclosed is a copy of the prior application including the oath or declaration. The prior application includes 19 pages of the specification, including claims, and 5 sheets of formal drawings.
2. ☐ An extension of time to respond to the office action of _____ was granted on _____ for _____ month(s).
3. ☒ A preliminary amendment is enclosed. The preliminary amendment cancels claims 1-21 and adds new Claims 21-47.
☒ The filing fee is calculated below:

| | Number Filed | Number Extra | Rate (Large Entity) | Basic Fee | \$740.00 |
|--|-----------------|-----------------|------------------------|-----------|---------------|
| Total Claims | <u>27</u> | -20 = <u>7</u> | x \$ 18.00 = | | \$126.00 |
| Independent Claims | <u>3</u> | - 3 = <u>0</u> | x \$ 78.00 = | | 0.00 |
| Any multiple dependent claims () Yes (X) No | | | x \$260.00 = | | 0.00 |
| TOTAL FILING FEE | | | | \$ | <u>866.00</u> |

4. ☒ The Commissioner is hereby authorized to charge our Deposit Account No. 50-1413 for the \$ 866 .00 filing fee. A duplicate copy of this sheet is enclosed.
5. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or to credit any overpayment to Deposit Account No. 50-1413. A duplicate copy of this sheet is enclosed.
6. ☒ Cancel in this application original claims 1-20 of the prior application before calculating the filing fee.
7. ☒ Amend this specification by inserting before the first line the sentence:
--This is a continuation of application Ser. No. 09/498,221 filed February 4, 2000. --
8. ☐ Transfer the drawings from the prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file.
- 8a. ☐ A letter requesting approval of drawing changes and two (2) sheets of drawings are enclosed.
9. ☒ This application claims priority of application Serial No. 09/498,221, filed in the U.S. on 02/04/00, as provided under 35 U.S.C. 120, and is hereby incorporated herein by reference. This application is a continuation of U.S. Serial No. 09/498,221, filed February 4, 2000.

() The certified copy has been filed in prior application Ser. _____, filed _____.
10. ☐ A verified statement claiming small entity status was enclosed in the prior application.
11. ☒ The prior application is assigned of record to Stratos Lightwave, Inc.
12. ☒ The power of attorney in the prior application is to Steven M. Evans, Reg. No. 35,503.

12a. () An Information Disclosure Statement, form PTO-1449, and references are enclosed.

12b. (X) The power appears in the original papers of the prior application.

() Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.

(X) Address all future communications to:

Steven M. Evans
Senior Patent Attorney
Stratos Lightwave, Inc.
7444 West Wilson Avenue
Chicago, Illinois 60706

13. (X) A preliminary amendment is enclosed (Claims 21-47) added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)

14. (X) I hereby verify that the attached papers are a true copy of prior application Serial No. 09/498,221, as originally filed on February 4, 2000, and that no amendments referred to in the oath or declaration that were filed to complete the prior application introduce new matter therein.

The undersigned declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

It is understood that secrecy under 35 U.S.C. 122 is hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a 37 CFR 1.53 (b) application, be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all the other applications in the same file wrapper.

Dated: 12-11-01

By: Steven M. Evans
Steven M. Evans
Reg. No. 35,503
Attorney for Applicant
Stratos Lightwave, Inc.
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"Express Mail No. EL 5935886734.S.

Date of Deposit 12-11-01

I hereby certify that this paper is being deposited with the United States Postal Service

"Express Mail Post Office to Addressee"

service, under 37 CFR §1.10 on the date indicated above and is addressed to:

Box Patent Application,
Commissioner for Patents,
Washington, D.C. 20231.

Anita Wilson

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | |
|----------------------------------|---|-------------------|
| In re the Application: |) | |
| Gilliland, et al |) | |
| |) | Group Art Unit: |
| For: AUTOMATIC POWER CONTROL AND |) | |
| LASER SLOPE EFFICIENCY |) | Examiner: |
| NORMALIZING CIRCUIT |) | |
| |) | |
| Serial No.: |) | December 11, 2001 |
| |) | Chicago, Illinois |

Box Patent Application
Commissioner for Patents
Washington, D.C. 20231

LETTER TRANSMITTING COPY OF OATH OR DECLARATION

Sir:

Attached herewith is a copy of the DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION as filed in the pending parent application, U.S. Serial No. 09/498,221, which is herewith filed along with the attached continuation application. The copy of the DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION is to be placed in the file of the continuation application.

Express Mail No. EL 59358867345
Date of Deposit: 12-11-01
I hereby certify that this paper is being deposited with the United States Postal Service via "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to Box Patent Application, Commissioner for Patents, Washington, D.C. 20231.

Anita Wilson

Respectfully submitted,
By: *Steven M. Evans*
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